CLASSIFICATION OFFICE DECISION

Title of publication:	AK-15-8451_008.jpg
Other known title(s):	Not stated
OFLC ref:	1600121.007
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Commissioner of Police
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	11 May 2016
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	11 May 2016

Summary of reasons for decision:

The publication is a photographic slide that has been digitised and submitted for classification as a computer image file. The content of the slide is a colour photo of a naked young woman posed on the edge of a swimming pool.

Images of young persons who are nude or partially nude, and can be reasonably regarded as sexual in nature fall within the ambit of matters of sex under s3(1) of the Films, Videos, and Publications Classification Act 1993. The age of the subject of this image is unclear; she may be a teenager or she may be a young adult. Even if she is considered to be a young person, and the image is reasonably capable of being regarded as sexual in nature, the level of exploitation of her nudity is low, and a restricted classification or ban would be unreasonable. The publication is therefore classified as unrestricted. This classification does not limit the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.